

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION**

United States Courts  
Southern District of Texas  
FILED

JAN 12 2006

Michael H. Milby, Clerk of Court

VELMA HADDEN and  
JOE CATENAZZO,  
Plaintiffs

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v.

C.A. NO. C-04-447

TEXAS REHABILITATION  
COMMISSION, now renamed TEXAS  
DEPARTMENT OF ASSISTIVE AND  
REHABILITATIVE SERVICES and  
THE STATE OF TEXAS,  
Defendants

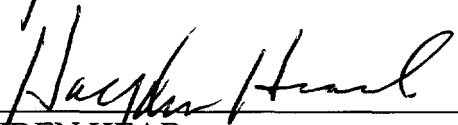
**MEMORANDUM OPINION AND ORDER GRANTING  
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT IN PART AND  
DENYING DEFENDANTS' MOTION FOR SUMMARY JUDGMENT IN PART**

On November 16, 2005, the United States Magistrate Judge filed her Memorandum and Recommendation in this cause (D.E. 30). The defendants timely filed objections to the Magistrate Judge's Memorandum and Recommendation (D.E. 31), and the plaintiffs filed a response to the defendants' objections (D.E. 32). Having reviewed *de novo* the Magistrate Judge's Memorandum and Recommendation and the pleadings on file, this Court hereby adopts as its own the findings and conclusions of the Magistrate Judge.

Accordingly, defendant's motion for summary judgment is granted in part and denied in part. Summary judgment is entered in favor of the defendant on plaintiff Hadden's claim for hostile environment sexual harassment. Summary judgment is denied

as to plaintiff Hadden and Catenazzo's claims for retaliatory discharge. Finally, summary judgment is denied as to plaintiff Hadden's claim under the Rehabilitation Act.

ORDERED this 12 day of Jan, 2006.

  
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HAYDEN HEAD  
CHIEF JUDGE